

Application Serial No. 10/504,824
Amendment Dated January 3, 2005
Reply to Office Action Dated October 3, 2005

Remarks

Claims 1-18 are pending.

Claims 1-18 are subject to an election requirement.

Claims 1-12 have been amended.

Claims 12-18 have been withdrawn.

Claims 1-11 are submitted herein for further review on the merits.

No new matter has been added.

In the Office Action, the Examiner has issued an election requirement, indicating three patentably distinct species. Species 1 is the invention shown in Figs. 1-2; Species 2 is the invention shown in Figs. 3-5; and Species 3 is the invention shown in Figs. 1-2. The Examiner has indicated that claim 1 is currently generic.

Applicants disagree with the Examiner in that Applicants assert that all of the figures are directed to one invention. However, in order to properly address the election requirement, Applicants hereby elect with traverse to continue prosecution on Species 1, namely Figs. 1 and 2. Applicants identify claims 1-11 as the claims readable on Species 1.

Further to the election requirement, Applicants have withdrawn claims 12-18 from prosecution on the merits at this time. Applicants reserve the right to reinstate these claims upon the allowance of a generic independent claim, such as the currently generic claim 1. If no generic claim 1 is allowed, Applicants further reserve the right to continue prosecution of the withdrawn claims in a separately filed divisional application.

In addition to responding to the election requirement, Applicants have amended claims 1-11 (and withdrawn claim 12) to properly reflect the scope of the invention, namely a disk brake

Application Serial No. 10/504,824
Amendment Dated January 3, 2005
Reply to Office Action Dated October 3, 2005

having a caliper body and support bracket.

It is respectfully submitted that pending claims 1-11 are in condition for allowance, the earliest possible notice of which is earnestly solicited. If the Examiner feels that an interview would facilitate the prosecution of this Application he is invited to contact the undersigned at the number listed below.

Respectfully submitted,

SOFER & HAROUN, L.L.P.

By 

Robert Haroun
Reg. No 34,345
317 Madison Avenue
Suite 910
New York, NY 10017
(212) 697-2800

Dated:

1/3/06